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S&H Form: (2/01)

Attorney Docket No. 837.1186

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of:

Yoshitaka SHIMURA et al.

Serial No. 09/168,688

Group Art Unit: 2633

Confirmation No. 2794

Filed: October 9, 1998

Examiner: D. Singh

For: OPTICAL SENDER, TERMINAL DEVICE, AND OPTICAL COMMUNICATION SYSTEM  
EACH HAVING THE OPTICAL SENDER

**REQUEST FOR REFUND**

Commissioner for Patents  
PO Box 1450  
Alexandria, VA 22313-1450

Sir:

We are requesting refunds in the amount of \$330.00 (Notice of Appeal Fee) and \$110.00 (one-month extension of time fee), which were withdrawn from Deposit Account No. 19-3935 on August 13, 2004 (a copy of the USPTO Deposit Account Statement is included). On August 6, 2004, a copy of the Appeal Brief, which included a Petition for a one-month extension of time and a copy of the date-stamped postcard, were faxed to Examiner Singh at his request. However, when the Appeal Brief and Petition for a one-month extension of time were initially filed on December 24, 2003, the fees were included with the filing, as evidenced by the attached copy of check no. 25226 and which the U.S. Patent and Trademark Office subsequently deposited on December 29, 2003.

Accordingly, it is respectfully requested that the \$330.00 for the Appeal Brief and the \$110.00 for the one-month extension of time be credited to Deposit Account No. 19-3935 and that the Patent Office acknowledge this credit in writing to the undersigned.

Respectfully submitted,

STAAS & HALSEY LLP

Date: 11-12-04

By: *Derrick L. Fields*  
Derrick L. Fields  
Registration No. 50,133

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Washington, D.C. 20005  
Telephone: (202) 434-1500

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**United States  
Patent and  
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**Deposit Account Statement**

**Requested Statement Month:**

August 2004

**Deposit Account Number:**

193935

**Name:**

STAAS & HASLEY

**Attention:**

**Address:**

1201 NEW YORK AVENUE NW

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DATE	SEQ	POSTING REF TXT	ATTORNEY DOCKET NBR	FEE CODE	AMT	BAL
08/02	8	09533042	826.1597	1201	\$86.00	\$12,800.00
08/02	9	09923399	1293.1059-D3	1814	-\$110.00	\$12,910.00
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08/03	3	10678258	2030.53 DH	1202	\$198.00	\$12,368.00
08/03	5	1250534		6207	\$100.00	\$12,268.00
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25226

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MATTER	DESCRIPTION	AMOUNT
0837-1186 115	Patent Office Fees for One Month Extension of Time	110.00
0837-1186 120	Patent Office Fees for Filing a Brief in Support of an Appeal	330.00

440.00

251

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12/31/03 PHILADELPHIA PA 12302003  
4010176736 7417883041



Docket No. 837.1186

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE BOARD OF PATENT APPEALS AND INTERFERENCES

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(IN TRIPLICATE)

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Alexandria, VA 22313-1450

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**BRIEF OF APPELLANTS**

In a Notice of Appeal filed September 24, 2003, the Applicant appealed the Examiner's March 25, 2003 Office Action finally rejecting claims 2-21 and 23-44. A fee of \$330.00 is being submitted herewith along with a Petition for a One-Month Extension of Time and the fee for same. Therefore, Appellant's brief is due December 24, 2003. Appellant's brief together with the requisite fee set forth in 37 CFR § 1.17(f) is submitted herewith.

Adjustment date: 12/27/2004 SDIRETA2  
08/13/2004 HGDORDN 00000001 193935 09168688  
01 FC:1402 330.00 CR

12/29/2003 SLUANG1 00000013 09168688  
02 FC:1402 330.00 CR

Adjustment date: 12/27/2004 SDIRETA2  
08/13/2004 HGDORDN 00000002 193935 09168688  
01 FC:1251 110.00 CR



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